



clear error on the face of the record in order to accept the recommendation.” (quoting Fed. R. Civ. P. 72 advisory committee’s note).

Based on his review of the record, the Magistrate Judge has recommended that the action be *dismissed without prejudice and without requiring Respondents to file a return*. The Magistrate Judge advised Petitioner of his right to file objections to the Report and the possible consequences if he failed to do so. Petitioner has filed no objections and the time for doing so has expired.

After reviewing the Petition, the record, the applicable law, and the Report and Recommendation of the Magistrate Judge, the court finds no clear error. Therefore, it is

**ORDERED** that this action is *dismissed without prejudice and without requiring Respondents to file a return*.

**IT IS SO ORDERED.**

Columbia, South Carolina  
March 20, 2006

s/ Cameron McGowan Currie  
CAMERON MCGOWAN CURRIE  
UNITED STATES DISTRICT JUDGE